

☐ Referred
☐ Appealed
☐ Other _____

DOCKET TRANSMITTAL SHEET

NAME JOHN SEIVESTER

LICENSE CATEGORY TRAINER DATE 8/19/2021

TO: Director, Arizona Department of Gaming/Racing Division

Below are documents related to this hearing held on 8/19/2021 and are transmitted for your review.

☒ Ruling No. 2021 AZD027

☐ Warning Letter or Stewards Memo dated _____

☒ Stewards Notice of Hearing and/or Hearing Waiver dated 8/04/2021

☐ Tape Recording of Hearing

☒ Investigation Referral and/or Report dated 8/4/2021

☒ Copy of license

☐ Original Test Card No. _____ dated _____

☐ Lab Report dated _____ Split sample report dated _____

☐ Financial Records from _____

☐ Copy of Race Program dated _____

☐ Appeal or Objection dated _____

☒ Other documents (list each) Security Report

AZD
Track Where Originated

[Signature]
Signature of Person Transmitting Docket to Main Office

MAIN OFFICE USE ONLY

DIRECTOR'S ACTION

Prepare Notice of Hearing to be heard by:

☐ Director ☐ OAH

☐ None

☐ Pay fine by _____ or suspended and referred

☐ Fine paid on _____

☐ Other Action: _____

Initials & Date

ARIZONA DEPARTMENT OF RACING STEWARDS' RULING

ARIZONA DOWNS: 2021 MEETING

Under the authority granted by Arizona Revised Statutes Title 5, Chapter 1, and Arizona Administrative Code Title 19, Chapter 2, the Board of Stewards at ARIZONA DOWNS, located at 10501 E. STATE ROUTE 89A, PRESCOTT VALLEY, held a hearing on Thursday, August 19, 2021 and issued the following Ruling:

SELVESTER, JOHN CASEY

SYSTEM ID: 17803

RULING NUMBER: 2021AZD027

LICENSE NUMBER: 17803

41 BEE PLANT RD,

Prescott, AZ 86301

Having been properly noticed for a formal hearing and having appeared on August 19, 2021, Trainer John Selvester (ADG #17803) is hereby fined one hundred dollars (100.00) plus 5% to the RACE HORSE ADOPTION FEE for a total of one hundred five dollars (\$105.00) for behaving in a verbally abusive manner directed towards another licensee on August 4th, 2021. Furthermore, John Selvester is put on probation for the remainder of the 2021 Arizona Downs race meet for any further incidents of disorderly conduct.

The fine set forth above must be satisfied within ten days from the date of this order. If it is not paid by August 29, 2021, all licenses held by the respondent are automatically suspended for one hundred and eighty days beginning August 30, 2021 through and inclusive of February 26, 2022, and this matter is referred to the Director of the Arizona Department of Gaming/Racing Division with the recommendation that all licenses remain suspended until all requirements herein are satisfied.

The above described matter constitutes a violation in accordance with:

A.A.C. R19-2-106(C); A.A.C. R19-2-112(11)(12); A.A.C. R19-2-121(E)(1)(2)(3)(6)

BY ORDER OF THE STEWARDS

Pursuant to Arizona Racing Commission rules and regulations, the Stewards shall advise the Director of all hearings and rulings made. The Stewards may refer any ruling made by them to the Director, recommending further actions, including license revocation. This ruling may be appealed in writing to the Director, Arizona Department of Racing within three race days from the date of the receipt of this Stewards' ruling. The Director may sustain, reverse, or modify any decision of the Stewards and may sustain, increase or decrease any penalty imposed by the Stewards.

ADDRESS:

41 BEE PLANT RD,
Prescott, AZ 86301

SERVICE: ☒ Mailed

☐ Personal Delivery

By

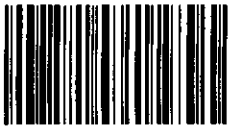
Date

ARIZONA DEPARTMENT OF GAMING
DIVISION OF RACING
1110 W. Washington St., Suite 450
Phoenix, AZ 85007
Ph 602-771-4263 Fax 602-255-3883



2021AZD027

ARIZONA DOWNS
Board of Stewards
10501 E. STATE ROUTE 89A
PRESCOTT VALLEY, AZ 86315
Ph



211780342851

**ARIZONA DEPARTMENT OF RACING
LICENSE APPLICATION**

This license is temporary for 90 days. It may be suspended or revoked during this time period if the information obtained during the background investigation is determined to be grounds for refusal to issue, approve or renew a license. (ARS 5-108)
This document is public record as defined in (ARS 41-1350), and is therefore open to public inspection. (ARS 39-121)

Personal Information

Mailing Address - Please be advised that the address listed below will be used for mailing all notices or other communication. It is the sole responsibility of the licensee to notify the Department of a change in mailing address.

Applicant's Name **SELVESTER, JOHN CASEY**Social Security **601-23-9913**Date of Birth **05/23/1978**Birth Place **CA**

Spouse's Name

Alias Names

Email Address

| | | | | | |
|------------|------------|--------|-------------|------|--------------|
| Married | NO | Sex | MALE | Eyes | GREEN |
| US Citizen | YES | Height | 507 | Hair | BROWN |
| H-2B Visa | | Weight | 135 | | |

Mailing Address **41 BEE PLANT RD
Prescott, AZ 86301**Home Phone **(530) 941-4376**

Work Phone

Cell Phone

Emergency Contact Information

Contact Name

Telephone

Address

Licensing InformationDate Issued **05/ 27/2021**Expires **05/ 27/2023**Receipt No **42851**

Method

System ID **17803**Location **TURF PARADISE**License No **211780342851**Issued By **PARTIDA, CARLOS****Licenses Issued**

| | |
|----------------|--------|
| EXERCISE RIDER | 15.00 |
| TRAINER | 150.00 |

Subtotal **165.00**Fingerprints **22.00**Total Due **187.00**Total Collected **187.00**

Over or Under

Questions & Answers

| | |
|--|-----------|
| Are you currently on parole or probation? | NO |
| Have you ever been convicted of a felony? | NO |
| Have you been convicted of a misdemeanor in the past five (5) years? | NO |
| Have you been arrested or charged with a criminal offense in the past three (3) years? This may include, but is not limited to: DUI/DWI, Domestic Violence, Outstanding Warrants, Summons, Indictment or Traffic Complaints. | NO |

ARIZONA DEPARTMENT OF RACING NOTICE OF STEWARDS' HEARING

IF ANY DISABLED PERSON NEEDS ANY TYPE OF ACCOMMODATION, PLEASE NOTIFY THE STEWARDS AT 602-866-1890 AT LEAST 72 HOURS PRIOR TO THE SCHEDULED HEARING TIME.

Date: 08/09/2021
To: **SELVESTER, JOHN CASEY**
41 BEE PLANT RD
Prescott, AZ 86301

Sys Identification: 17803
Hearing Location: **ARIZONA DOWNS**
Hearing Date: **08/11/2021**
Hearing Time: **11:00 AM**

Under the authority granted by the Arizona Revised Statutes Title 5, Chapter 1, and Arizona Administrative Code Title 19, Chapter 2, you are hereby notified that the Board of Stewards will hold a hearing at the location, time, and date shown above in the Steward's Office to determine whether good cause exists for the Board of Stewards to impose a fine and/or suspend all licenses issued to you, and/or disqualify any runner from its finishing place in a race under the jurisdiction of the Arizona Department of Racing. The maximum penalty you may receive from this hearing is a Two Thousand Five Hundred Dollar (\$2,500) fine and/or a one hundred eighty (180) day license suspension. You are advised that the following matters are asserted in connection with this proceeding:

For conduct detrimental at Arizona Downs on August 4, 2021.

Arizona Administrative Code/Arizona Revised Statutes Reference:
A.A.C. R-19-2-106; A.A.C. R-19-2-111(A)(B); A.A.C. R-19-2-121(E);

At the date and time of the Stewards' hearing, you may appear with or without the assistance of legal counsel and present testimony and argument in support of your position with respect to the assertions contained above. AAC R19-2-121(E)(6)(e)

Steward's Signature _____

In accordance with AAC R19-2-120(N)(3)(e), I have been informed that the Stewards may authorize a split sample. If a sample is available, which must be sent to a laboratory approved by the Department of Racing and that I must make arrangements to do so with the Department Veterinarian within 72 hours of the time I have been served this Notice of Stewards' Hearing.

Signature _____

SERVICE: ☐ Mailed ☐ Personal Delivery Date of Service: 8/9/21 Time of Service: 2:39pm By [Signature]
Signature of Person Notified VIA Telephone
☐ Check box if address above is correct, OR provide current mailing address: _____

☐ I request a change in hearing date to _____

Licensee _____ Stewards Approve ☐ Deny ☐ _____

WAIVER OF APPEARANCE AT HEARING

I, _____ understand my right to appear at a hearing before the Board of Stewards pursuant to AAC R19-2-121(E)(6)(a). I understand that the hearing may take place without my presence. I also understand that the Stewards may proceed and make a determination in my absence.

Witness _____ Signature of Person Notified _____

ARIZONA DEPARTMENT OF GAMING
DIVISION OF RACING
1110 W. Washington St., Suite 450
Phoenix, AZ 85007
Ph 602-771-4263 Fax 602-255-3883

ARIZONA DOWNS
Board of Stewards
10501 E. STATE ROUTE 89A
PRESCOTT VALLEY, AZ 86315
Ph _____

ARIZONA DEPARTMENT OF RACING INVESTIGATION REPORT

| | | | | | |
|---|------------------|------------------------------|--------------|--------------------------------------|--|
| DATE: 08/04/2021 | | TRACK: Arizona Downs | | CASE NO: 21-150 | |
| TYPE OF REPORT: Disorderly Conduct on Racing Grounds | | | | | |
| VIOLATIONS(S) CODE: R19-2-112-12. <i>A licensee shall not engage in conduct that is prohibited by the Department or detrimental to the best interest of horse racing including, but not limited to, soliciting, aiding, or abetting another person to participate in conduct prohibited by the Department or detrimental to the best interest of horse racing.</i> | | | | | |
| NAME: LAST: Selvester | | FIRST: Johnathan | | MIDDLE: Casey | |
| D.O.B.: 05/23/1978 | | S.S.N.: - - On File | | TYPE OF LICENSE: Trainer/Ex-Rider | |
| SEX: M | HEIGHT: 5' 7" | WEIGHT: 135 | HAIR: Bro | EYES: Grn | ADDITIONAL DESCRIPTION: AZDG #17803 |
| LOCAL ADDRESS: 41 Bee Plant Rd Prescott, Arizona 86301 | | | | PHONE #: (530) 941-4376 | |
| PERMANENT ADDRESS: SAA | | | | PHONE #: () - | |
| <p>On 08/04/21 I was contacted by AZD D.O.S J. Stowers.</p> <p>D.O.S. Stowers stated there had just been an incident in the club house, on the second floor, involving a subject, Johnathan Selvester.</p> <p>Stowers said Selvester became belligerent and interjected himself in another situation Stowers was dealing with.</p> <p>Selvester was threatening Stowers and other track personnel and was asked to leave the property several times.</p> <p>Selvester finally left with a female friend.</p> <p>See Stowers' report that is attached.</p> <p>Two links to video of the incident from the track cameras will be sent to the Stewards for review.</p> <p>It should be noted that Selvester had just been licensed earlier on this date.</p> <p>Investigator seeks fine and suspension of Licensee's License.</p> <p>Forward to Stewards for review and sanctions.</p> | | | | | |
| PENDING CLOSED PREV. CLOSED | | INVESTIGATOR(S) K. Kading | | REVIEWED BY - | |

Arizona Downs Security Report

Report Number: 21-0804

Date / Time Prepared: August 5, 2021 / 8:55am

Prepared By: J. Stowers, Security Director

Supervisor Signature:

Directors Signature:


Type of Incident: Disruption to the well being of horse racing/Drunk and disorderly

Date / Time of Incident: August 4, 2021 \ roughly 5:00pm – 6:00pm

Location of Incident: 3rd Floor restaurant and bar

Reporting Party: Joshua Stowers/Shai McKenzie

On August 4th, 2021 at roughly 4:39pm, I, Joshua Stowers, did receive a call from Food and Beverage Director Chuck Delaney regarding a drunken birthday party that was getting out of hand, Mr. Delaney asked me to come up to inform them they were being cut off from the bar due to one of the party members grabbing a young wait staff member by the arm. At roughly 4:50pm Myself and security guard Shai McKenzie did show up and let the ladies know that they were being asked to leave the top floor due to the incident and there aggressiveness with several of the staff and management members. Around 5:30pm a Mr. Johnathan Selvester did inject himself fully into the situation and started to argue with us about the removal of the ladies he continued to argue with me until guard McKenzie stepped over to try to help explain the situation to Mr. Selvester saying "dude think of the situation this way, how would you feel if some strange guy you didn't even know came up and grabbed you by the arm really hard and aggressively and tried to force you to do something? wouldn't it make you feel uncomfortable?" at which point Mr. Selvester became visibly agitated and said "you'r being very aggressive with me... why don't you let me show you how I'd feel." at which time I had to place myself in between guard McKenzie and Mr. Selvester all the while Mr. Selvester is loudly calling guard McKenzie a "BIG PUSSY" and "A FUCKING BITCH ASS PUSSY THAT WOULD GET HIS ASS BEAT" at that point Mr. Delaney informed Mr. Selvester that he to was now cut off for creating such a large commotion in front of so many of our patrons. Which Mr. Selvester told chuck "who are you cutting off? You sure you're cutting me off?" Mr. Delaney then said "yes you're done that's it final decision."



I then saw Mr. Selvester ball his fists like he might strike out at Mr. Delaney and at that point and time his female companion stepped in asking him to go and he started following her and loudly saying "this place is a fucking joke, you fuckers wont have a job next year anyways cause you don't know how to run this place and us horseman are the only thing keeping this place running." guard McKenzie slightly chuckled to the comment and Mr. Selvester decided to re-engage and go after guard McKenzie with multi slurs and aggression at which time I had to step in and physically push Mr. Selvester along to get him away and moving towards the elevators all the while he continued his vulgar assault and disruption to the business continuing to call guard McKenzie "A FUCKING BITCH" saying "I'D FUCK HIS ASS UP, HE DOESN'T EVEN KNOW WHO HES FUCKING WITH, I'D FUCKING DESTROY HIM." As I continued to push Mr. Selvester towards the elevator I had dialed 911 to have them on stand by just in case he decided to not cooperate further. I was able to get him removed from them premises with the help of his female companion.

Preparer Signature: